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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE SIDE

WRIT PETITION NO.2597 of 2007

Atmaram Govind Salaskar ..Petitioner

Vs.

State of Maharashtara & Ors. ..Respondents

Mr. A.R. Pandey i/b. M/s.Pandey & Co., for the petitioner
Mr. P.M. Patil, AGP for respondent Nos. 1 and 3.

CORAM : F.I. REBELLO &
R.M.SAVANT, JJ.
DATED : 16TH APRIL, 2007.

P.C.

. The grievance of the petitioner is against the allotment made to respondent No.11. It is his contention that he should have been allotted commercial gala. The petitioner had earlier filed a petition before this Court being Writ Petition No.1734 of 2005 which came to be dismissed on 4th September, 2006. Pursuant to that the petitioner has filed the present petition. We have perused the impugned order. The contention of the petitioner is that the respondent No.11 is claiming right based on fraudulent documents. That issue cannot be gone into by this Court in the exercise of our extra ordinary jurisdiction. It will be open to the petitioner to file appropriate proceedings including by way of a Civil Suit against the respondent No.11 and if he succeeds then the SRA Authorities to act based on the decree obtained from the Civil Court. With the above observations petition disposed of.

(**F.I.REBELLO**, J)

(**R.M. SAVANT,J)**